

Form PTO-1390 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE
(REV 10-95)TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371

ATTORNEY'S DOCKET NUMBER

702-011472

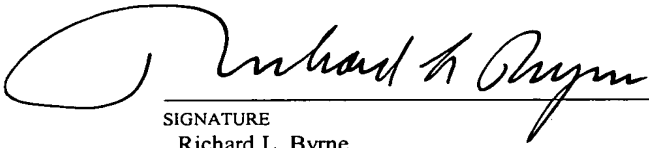
U.S. APPLICATION NO. (if known, see 37 CFR 1.5)

09/937238

INTERNATIONAL APPLICATION NO.
PCT/EP00/02751INTERNATIONAL FILING DATE
22.03.00 (22 March 2000)PRIORITY DATES CLAIMED
22.03.99 (22 March 1999)TITLE OF INVENTION **EASY-OPEN PEEL SEAL FOR FLEXIBLE PACKAGE**APPLICANT(S) FOR DO/EO/US **Mechteld G. M. RUTTEN**

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
 2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
 3. ☒ This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
 4. ☒ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
 5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☒ has been transmitted by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
 6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
 7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
 8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
 9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
 10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).
- Items 11. to 16. below concern document(s) or information included:**
11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
 12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
 13. ☒ A **FIRST** preliminary amendment.
☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
 14. ☐ A substitute specification.
 15. ☐ A change of power of attorney and/or address letter.
 16. ☒ Other items or information:
 - a. WO 00/56625-Front Page with Abstract, specification, claims and drawings (13 pp.)
 - b. International Search Report (2 pp.)
 - c. International Preliminary Examination Report With Annex (14 pp.)

U.S. APPLICATION NO. 09/937238	INTERNATIONAL APPLICATION NO. PCT/EP00/02751	ATTORNEY'S DOCKET NUMBER 702-011472
17. <input checked="" type="checkbox"/> The following fees are submitted: BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(5)): Search Report has been prepared by the EPO or JPO..... \$860.00 International preliminary examination fee paid to USPTO (37 CFR 1.482)..... \$690.00 No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2))..... \$710.00 Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO..... \$1000.00 International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4)..... \$100.00		CALCULATIONS PTO USE ONLY
ENTER APPROPRIATE BASIC FEE AMOUNT =		\$ 860.00
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).		\$ 130.00
CLAIMS	NUMBER FILED	NUMBER EXTRA
Total claims	10 - 20	0
Independent claims	3 - 3 =	0
MULTIPLE DEPENDENT CLAIM(S) (if applicable)		+ \$270.00
TOTAL OF ABOVE CALCULATIONS =		\$ 990.00
Reduction of 1/2 for filing by small entity, if applicable. Small Entity Statement verified by Applicants' attorney.		\$ 0.00
SUBTOTAL =		\$ 990.00
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)). +		\$ 0.00
TOTAL NATIONAL FEE =		\$ 990.00
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +		\$ 0.00
TOTAL FEES ENCLOSED =		\$ 990.00
Amount to be: Refunded		\$
Charged		\$
a. <input checked="" type="checkbox"/> A check in the amount of \$ <u>990.00</u> to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Assistant Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>23-0650</u> . A duplicate copy of this sheet is enclosed. NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status. SEND ALL CORRESPONDENCE TO: Richard L. Byrne 700 Koppers Building 436 Seventh Avenue Pittsburgh, Pennsylvania 15219-1818 Telephone: (412) 471-8815 Facsimile: (412) 471-4094		
SIGNATURE  NAME <u>Richard L. Byrne</u> REGISTRATION NUMBER <u>28,498</u>		

09/937238

PATENT APPLICATION/PCT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:
Mechteld G. M. RUTTEN

ATTORNEY'S DOCKET NUMBER
702-011472

PCT/EP00/02751

ENTITLED

EASY-OPEN PEEL SEAL FOR FLEXIBLE PACKAGE

To **BOX PCT**

Attention: **DO/EO/US**

Assistant Commissioner for Patents
Washington, D.C. 20231

EXPRESS MAIL CERTIFICATE

"Express Mail" Label Number EL561554280US

Date of Deposit September 21, 2001

I hereby certify that the following attached paper or fee

**Transmittal Letter To The United States
Designated/Elected Office (DO/EO/US) Concerning A
Filing Under 35 U.S.C. 371 (original and two (2) copies)
And Check In The Amount Of \$990.00 For Filing Fee;
Letter Recognizing Attorneys (2 pp.);
Preliminary Amendment;
WO 00/56625 Front Page With Abstract (1 p.); Specification (6 pp.);
Claims (3 pp.);
Three Sheets Of Drawings;
International Search Report (2 pp.);
International Preliminary Examination Report With Annexes (14 pp.)**

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

K.T. Berthold

(Typed name of person mailing paper or fee)

K.T. Berthold

(Signature of person mailing paper or fee)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

09/937238

In re application of :
Mechteld G. M. RUTTEN : EASY-OPEN PEEL SEAL FOR FLEXIBLE
PACKAGE
International Application :
No. PCT/EP00/02751 :
International Filing Date :
22 March 2000 :
Priority Date Claimed :
22 March 1999 :
Serial No. Not Yet Assigned :
Filed Concurrently Herewith :

Pittsburgh, Pennsylvania
September 21, 2001

LETTER RECOGNIZING ATTORNEYS

Box PCT
Assistant Commissioner for Patents
Washington DC 20231

Sir:

Enclosed are appropriate papers for initiating the national phase of the above-identified PCT application, comprising a specification, claims, abstract and drawings. A Preliminary Amendment is also enclosed.

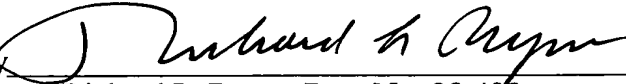
Please accept the application for purposes of granting a filing date and recognize Richard L. Byrne, Russell D. Orkin and Christian E. Schuster, Registration Nos. 28,498, 25,363 and 43,908, respectively, as attorneys in this application, pending the filing of a formal Declaration and Power of Attorney.

Kindly direct all communications relating to this application to **Richard L. Byrne**.

Respectfully submitted,

09/937238

WEBB ZIESENHEIM LOGSDON
ORKIN & HANSON, P.C.

By 

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